

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

TUESDAY, THE 11TH SEPTEMBER 2007 / 20TH BHADRA 1929

OP.No. 30212 of 1999(V)

PETITIONERS:

1. N. SAROJINI AMMA,
H.S.A GOVT. HIGH SCHOOL FOR GIRLS,
CHERTHALA.
2. K.M. ELIZAMMA, PD TEACHER, GOVT. HIGH SCHOOL,
FOR GIRLS, CHERTHALA.
3. O. PADMINI, H.S.A GOVT. GIRLS HIGH SCHOOL, CHERTHALA.
4. K.D. UDAYAPPAN, UPSA, GOVT. GIRLS HIGH SCHOOL, CHERTHALA.
5. D. RADHAMANI AMMA, ASST. EDUCATIONAL OFFICER, CHERTHALA.
6. K. BHARATHI, PD TEACHER, GOVT. UP SCHOOL,
NEDUMPRAKAD, CHERTHALA.
7. K.R. APPUKUTTAN NAIR, HSA, GOVT. GIRLS HIGH SCHOOL,
CHERTHALA.
8. K.N. GOPI, HSA, GOVT. BH SS, CHERTHALA.
9. P.N. CHANDRAN, HSA, GOVT. BH SS, CHERTHALA.
10. LIZIAMMA JAMES, H.S.A V.R. M.G.H.S, VAYALAR, CHERTHALA.

BY ADV. SRI.G.SUKUMARA MENON

RESPONDENTS:

1. THE SECRETARY TO GOVT., GENERAL EDUCATION (L)
DEPARATMENT, SECRETARIAT, THIRUVANANTHAPURAM.
2. THE DEPUTY DIRECTOR (EDUCATION), ALAPPUZHA.

Tga

3. THE HEADMASTER, GOVT. HIGH SCHOOL FOR GIRLS
CHERTHALA.
4. THE HEADMASTER, GOVT. BH SS CHERTHALA.
5. THE HEADMASTER, GOVT. UP SCHOOL, NEDUMPRAKAD,
CHERTHALA.
6. THE HEADMASTER, V.R.V.M GOVT. HIGH SCHOOL,
VAYALAR, CHERTHALA.

BY GOVERNMENT PLEADER SMT. SMITHA

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD
ON 11/09/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

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ORDER ON CMP NO. 51498/1999 IN OP NO. 30212/1999 V.

DISMISSED

11/09/2007.

SD/- THOTTATHIL B.RADHAKRISHNAN, JUDGE.

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE GOVT. ORDER GO(P) NO. 1480/99/FIN DATED 17/06/99.

EXT.P2. COPY OF THE GO RT NO. 3798/99/GE(L) DEPARTMENT DT. 09/08/99.

EXT.P3. COPY OF THE REPRESENTATION DT. 25/10/99 OF THE P1 ADDRESSED TO R3.

RESPONDENT'S EXHIBITS NIL.

True copy

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THOTTATHIL B.RADHAKRISHNAN, J.

O.P.No.30212 OF 1999

Dated this the 11th day of September, 2007

JUDGMENT

Learned Government Pleader appears for the first respondent. Service complete.

2. Petitioners had served different aided school before joining Government service. They are entitled to draw pension by treating their prior service in the aided schools also for counting the total length of service. However, such service in the aided schools before entering Government service is not liable to be counted for the benefit of fixation of pay and other benefits. The settlement of the retiral benefits of the petitioners would stand regulated by what is stated above.

The writ petition is disposed of with the above direction.

Sd/-

**THOTTATHIL B.RADHAKRISHNAN,
Judge**

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THOTTATHIL B. RADHAKRISHNAN, J

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JUDGMENT

11th SEPTEMBER, 2007.

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